

## TRANSMITTAL LETTER

## **BOX AF**

Commissioner for Patents Washington, D.C. 20231

Sir:

The following is attached:

• Notice of Appeal (PTO/SB/31)

Please grant an extension of time under 37 CFR § 1.136 for one (1) month. Please charge the extension fee of \$55.00 to Deposit Account No. 12-2475.

Please charge or credit Deposit Account No. 12-2475 for all fees as needed.

Respectfully submitted,

LYON & LYON LLP

Dated: 12- Tune - 2002

By:

Rouget F. Henschel Reg. No. 39,221

633 West Fifth Street, Suite 4700 Los Angeles, California 90071-2066 202-974-6018

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Approved to buse through 10/31/2002-0MF 0651 0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

	ICE OF APPEAL FROM THE EXAMINER TO TH		Docket Number (Optional)	
BOARD OF PATENT APPEALS AND INTERFERENCE			270/007	
the Ur	by certify that this correspondence is being deposited with nited States Postal Service with sufficient postage as first mail in an envelope addressed to "Assistant	In re Application of J. Steiner et al.		
Commissioner for Patents, Washington D.C. 20231" on		Application Number		Filed
		09/781,427		13-Feb-2001
Signature		For Guilford Pharmaceuticals Inc.		
Typed or printed name		Group Art Unit Examiner		
		1614		R. Cook
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.				
The f	fee for this Notice of Appeal is (37 CFR 1.17(b))		\$320.00	
	Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:  \$\frac{160.00}{}.			
	A check in the amount of the fee is enclosed.			
	Payment by credit card. Form PTO-2038 is attached.			
	The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.			
	The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>12-2475</u> . I have enclosed a duplicate copy of this sheet.			
	A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.			
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.				
I am the				
	applicant/inventor.		h	X
	<ul> <li>□ assignee of record of the entire interest.</li> <li>See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)</li> <li>✓ attorney or agent of record.</li> </ul>		Signature  Rouget F. Henschel	
			(Reg. N	(Reg. No. 39,221)
	attorney or agent acting under 37 CFR 1.34(a).	Т		ped or printed name
ى	Registration number if acting under 37 CFR 1.34(a).			12- Tun-2002 Date
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.				
✓ *Total of 1 forms are submitted.				

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**PATENT** Atty. Dkt. No. 054707-0103

 $\boxtimes$ Enclosed is a check for \$360.00 to cover the above fees.

Respectfully submitted,

Sean A. Passino

Registration No. 45,943

Date 10/15/2

**FOLEY & LARDNER** 

Customer Number: 29728

PATENT TRADEMARK OFFICE

(202) 295-4166 Telephone: Facsimile:

(202) 672-5399

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this Appeal Brief and such extension has not otherwise been requested such an extension is hereby requested and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 19-0741. A duplicate copy of this paper is enclosed for use in charging the deposit account.